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**Official**

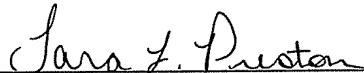
## EFS Transmission Sheet

January 15, 2009

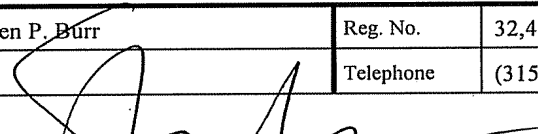
To: Examiner Thane E. Underdahl  
From: Stephen P. Burr  
Re: In re the Application of: Teruo NISHIDA, Yori-hisa UETAKE and Hiroaki IWATA  
Serial No.: 10/540,446 Art Unit: 1651  
Date Filed: May 8, 2006 Conf. No. 4642  
Title: OPHTHALMOLOGICAL COMPOSITION  
Our Docket No.: 868\_007

I hereby certify that the following 7 page(s) **including this cover** is/are being transmitted via EFS to the Patent and Trademark Office on **January 15, 2009**:

	<u>Paper</u>	<u>Index of Pages</u>	<u># of Pages</u>
1.	Cover Page .....		<u>2</u>
2.	Amendment		
	▶ Amendment After Non-Final Rejection .....	1-1	<u>1</u>
	▶ Claims .....	2-3	<u>2</u>
	▶ Remarks/Arguments .....	4-5	<u>2</u>
		<i>Total Pages</i>	<u>7</u>

  
Tara L. Preston

CLAIMS						
(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	6	MINUS	20	0	\$52.00	\$00.00
INDEP. CLAIMS	1	MINUS	4	0	\$220.00	\$00.00
TOTAL CLAIMS FEE						\$00.00
EXTENSION OF TIME						
<input checked="" type="checkbox"/> Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.						
<input type="checkbox"/> This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:						
<input type="checkbox"/> One Month (37 CFR 1.17(a)(1)) .....					\$130.00	
<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2)) .....					\$490.00	
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3)) .....					\$1,110.00	
OTHER MISCELLANEOUS FEES						
<input type="checkbox"/> RCE Filing Fee (37 CFR §1.17(e)) .....					\$810.00	
<input type="checkbox"/> Terminal Disclaimer (37 C.F.R. § 1.20(d)) .....					\$140.00	
<input type="checkbox"/> Other: .....						
SUBTOTAL OF FEES DUE						\$ 0.00
<input type="checkbox"/> Applicant claims small entity status (37 CFR 1.27). Therefore, the fee amount is reduced by one-half.						
TOTAL FEES DUE						\$ 0.00
<input checked="" type="checkbox"/> No additional fee is required.						
<input type="checkbox"/> The fees associated with this paper are being paid electronically with this submission.						
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the fees associated with this communication or credit any overpayment to Deposit Account No. 50-1446.						

Submitted By:					
Name	Stephen P. Burr	Reg. No.	32,402	Customer No.	025191
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Signature				Date	January 15, 2009